

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE

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DONALD ELLIOT and KATHLEEN  
ELLIOT,

Plaintiffs,

v.

Civil Action No. 05-2175-JPM-tmp

FIRST TENNESSEE BANK, N.A.,

JURY DEMANDED

Defendant.

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ORDER GRANTING UNOPPOSED MOTION FOR VOLUNTARY DISMISSAL

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This matter is before the Court on Plaintiffs' Unopposed Motion for Voluntary Dismissal (DE 51) ("Motion"). For the reasons stated therein, the Motion is GRANTED.

Accordingly, IT IS HEREBY ORDERED that this action is DISMISSED WITH PREJUDICE. Each party shall bear its own costs.

SO ORDERED this 8<sup>th</sup> day of February, 2008.

s/ JON PHIPPS McCALLA  
UNITED STATES DISTRICT JUDGE